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PTO/SB/64 (10-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

**Docket No. 00-052-TAP**

First named inventor: FRANK T. SMITH

Application No.: 09/740,194

Art Unit: 2185

Filed: December 18, 2000

Examiner: Not Assigned

Title: SCALABLE, SPACE EFFICIENT, HIGH DENSITY AUTOMATED LIBRARY

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☐ Small entity-fee \$ (37 CFR 1.17(m)). Applicant claims small entity status, See 37 CFR 1.27

☒ Other than small entity fee. **\$1,300.00** (37 CFR 1.17(m)) is authorized to be charged to Deposit Account No. 19-4545. Please charge any additional fees which may be required or credit any overpayments to Deposit Account No. 19-4545.

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in the form of Response to File Corrected Application Papers with substitute drawings in compliance with 37 CFR 1.84:

☐ has been filed previously on  
☒ is enclosed herewith.

B. The issue fee of **\$1,300.00**

☐ has been paid previously on  
☐ is authorized to be charged to Deposit Account No. 19-4545

**RECEIVED**  
**JUN 23 2003**

**OFFICE OF PETITIONS**

[Page 1 of 21]

Burden Hour Statement This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231 DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO- Assistant Commissioner for Patents, Washington, DC 20231.

06/23/2003 AWONDAF1 00000030 194545 09740194

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

X Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

\_\_\_\_\_ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

STORAGE TECHNOLOGY CORPORATION

June 18, 2003

By: \_\_\_\_\_

Timothy R. Schulte, Reg. No. 29,013  
One StorageTek Drive, MS-4309  
Louisville, Colorado 80028-4309

Telephone Number: 303-673-5989

Enclosures: X Fee Payment – All fees are authorized to be charged to Deposit Account No. 19-4545.  
X Reply  
\_\_\_\_\_ Terminal Disclaimer Form  
\_\_\_\_\_ Additional sheets containing statements establishing unintentional delay  
\_\_\_\_\_ Other

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

X deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

\_\_\_\_\_ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

June 16, 2003

\_\_\_\_\_  
Stephanie Klepp

Type or printed name of person signing certificate



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/740,194	12/18/2000	Frank T. Smith	00-052-TAP

CONFIRMATION NO. 4955

ABANDONMENT/TERMINATION  
LETTER

\*OC000000010146314\*

Wayne P. Bailey  
 Storage Technology Corporation  
 One StorageTek Drive  
 Louisville, CO 80028-4309

Date Mailed: 05/29/2003

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/05/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE